

E-UPDATE



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Use of Adverse Driving Conditions to Extend Driving/On-Duty Hours under O. Reg. 555/06

The ministry has received inquiries from drivers who are currently experiencing a delay at the Windsor border, Ambassador Bridge, due to a protest blockade beginning on February 7, 2022. Their concerns are regarding their hours of service.

Under [Ontario Regulation 555/06: Hours of Service](#), section 15 (4) states that:

“adverse driving conditions” means significantly impaired driving conditions that were not known, or could not reasonably have been known, to a driver or an operator dispatching a driver immediately before the driver began driving. O. Reg. 555/06, s. 15 (4).

A driver who encounters adverse driving conditions while driving a commercial motor vehicle may

- increase their daily driving and on-duty time by up to two hours, reducing the required daily off-duty time by a corresponding amount, and
- increase the workshift driving and on-duty time by up to two hours providing the 16-hour elapsed time is not exceeded.

If a driver extends their driving or on-duty times, the reason for the extension must be entered in the “remarks” section of the daily log. If the cycle time is exceeded due to this provision being used, the cycle requirements must be met by the end of the following day.

This section **may** be applied in the current circumstance for driver/operators who have been significantly delayed at the Ambassador Bridge border crossing from Windsor due to the blockade that started on February 7, 2022 and it is deemed reasonable that they may not have been aware of the delay when dispatched.

SitRep updates will indicate when the border crossing in Windsor is reopened with regular flow of traffic, at which time this section may no longer apply. Current border wait times and status can also be viewed at <https://www.cbsa-asfc.gc.ca/bwt-taf/menu-eng.html>.

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